

86<sup>th</sup> Legislative Session – 2011

Committee: House State Affairs

Monday, January 31, 2011

P - Present  
E - Excused  
A - Absent

Roll Call

P Lust, Chair  
P Cronin, Vice-Chair  
P Rausch  
P Gosch  
P Wick  
P Abdallah  
P Moser  
P Hoffman  
P Turbiville  
P Hunhoff (Bernie)  
P Gibson  
P Fargen  
P Blake

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Representative Lust, Chair.

MOTION: TO APPROVE THE MINUTES OF JANUARY 26, 2011.

Moved by: Rausch  
Second by: Turbiville  
Action: Prevailed by voice vote.

To introduce the following bills at the request of the Governor:

An Act to establish the large project development fund, to provide for its administration, and to make an appropriation therefor

An Act to provide for the sale of certain surplus real estate, to appropriate the proceeds to the

revolving economic development and initiative fund, and to revise certain provisions relating to the sale of certain surplus property.

An Act to provide for the sale of certain surplus real estate, to provide for the deposit of the proceeds, and to revise certain provisions relating to the sale of certain surplus property.

An Act to limit liability from damages caused by certain aviation products.

An Act to repeal the requirement for certain reports to be made to the Board of Economic Development.

Moved by: Cronin

Second by: Turbiville

Action: Prevailed by voice vote.

HB 1108: The Chair deferred HB 1108 to February 7, 2011.

HB 1100: prohibit certain business entities and affiliated persons from making political campaign contributions to state officeholders or candidates if the business entity does contractual business with certain state agencies.

Proponents: Representative Peggy Gibson

Opponents: Deb Mortenson, Associated General Contractors of SD, Incorporated.  
David Owen, SD Chamber of Commerce & Industry

MOTION: DEFER HB 1100 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville

Second by: Gosch

Action: Prevailed by roll call vote. (8-5-0-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Moser, Hoffman, Turbiville

Voting No: Abdallah, Hunhoff (Bernie), Gibson, Fargen, Blake

HB 1101: provide for legislative redistricting by a bipartisan, nonlegislative commission and to declare an emergency.

Proponents: Representative Peggy Gibson (Handout 1)

Bill Thompson, self, Sioux Falls (Handout 2)

John Kerstiens, SD Farmers Union

Joe Kraljic, Brotherhood of Maintenance of Way

Opponents: Ann Thompson, League of Women Voters, Sioux Falls  
Representative Kent Juhnke

MOTION: DO PASS HB 1101

Moved by: Hunhoff (Bernie)  
Second by: Fargen  
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER HB 1101 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville  
Second by: Hoffman  
Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Abdallah, Moser, Hoffman, Turbiville

Voting No: Hunhoff (Bernie), Gibson, Fargen, Blake

HB 1090: provide for legislative redistricting based on single-member house districts.

Proponents: Representative Peggy Gibson  
John Kerstiens, SD Farmers Union  
Opponents: Representative Kent Juhnke

MOTION: DO PASS HB 1090

Moved by: Hunhoff (Bernie)  
Second by: Fargen  
Action: Was not acted on.

MOTION: SUBSTITUTE MOTION DEFER HB 1090 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Wick  
Second by: Turbiville  
Action: Prevailed by roll call vote. (8-5-0-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Moser, Hoffman, Turbiville

Voting No: Abdallah, Hunhoff (Bernie), Gibson, Fargen, Blake

HB 1105: restrict political events in the vicinity of certain state-sponsored events.

Proponents: Representative Mitch Fargen

MOTION: DEFER HB 1105 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville

Second by: Gosch

Action: Prevailed by roll call vote. (11-2-0-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Abdallah, Moser, Hoffman, Turbiville, Gibson, Blake

Voting No: Hunhoff (Bernie), Fargen

The Committee recessed at 9:15 am and reconvened at 9:25 am.

HB 1089: prohibit political contributions by certain state employees to gubernatorial candidates.

Proponents: Representative Peggy Gibson

MOTION: DEFER HB 1089 TO THE 41<sup>ST</sup> LEGISLATIVE DAY

Moved by: Turbiville

Second by: Gosch

Action: Prevailed by roll call vote. (9-4-0-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Abdallah, Moser, Hoffman, Turbiville

Voting No: Hunhoff (Bernie), Gibson, Fargen, Blake

HB 1094: Representative Scott Munsterman requested that this bill deferred until next week. The Chair deferred HB 1094 until a later date during the week of February 7-11, 2011.

HJR 1004: Proposing and submitting to the electors at the next general election an amendment to Article V, section 1 of the Constitution of the State of South Dakota relating to prohibiting the application of international law, the law of foreign nations, and certain foreign religious or moral codes in the state courts of South Dakota.

MOTION: REFER HJR 1004 TO JUDICIARY

Moved by: Turbiville  
Second by: Gosch  
Action: Prevailed by roll call vote. (13-0)

Voting Yes: Lust, Cronin, Rausch, Gosch, Wick, Abdallah, Moser, Hoffman, Turbiville, Hunhoff  
(Bernie), Gibson, Fargen, Blake

MOTION: ADJOURN

Moved by: Gosch  
Second by: Turbiville  
Action: Prevailed by voice vote.

Grace Curtis  
Committee Secretary

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David Lust, Chair